

AMENDED

ASSIGNED

NO. 62191

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUN 03 1996
Returned to applicant for correction JUN 19 1996
Corrected application filed AUG 19 1996
Map filed AUG 19 1996

The applicant Richard B. Rogers and Elizabeth Davis Rogers, Trustee's of the Richard and Beth Rogers 1988 Trust, c/o Mr. George Freitas hereby make application for permission to change the Point of Diversion of water heretofore appropriated under Permit 56719 (Well #2)

1. The source of water is Underground
2. The amount of water to be changed 0.1968 CFS, 59.65 AFA
3. The water to be used for Irrigation and Domestic
4. The water heretofore permitted for Irrigation and Domestic
5. The water is to be diverted at the following point NW1/4 SE1/4 Section 13, T21S, R53E MDB&M or at a point from which the E1/4 corner of said Section 13 bears N87° 25' 56" E, a distance of 1360.10 feet.
6. The existing permitted point of diversion is located within SW1/4 SE1/4 Section 13, T21S, R53E MDB&M or at a point from which the SE corner of said Section 13 bears S69° 54' 32" E, a distance of 1967.56 feet.
7. Proposed place of use Same as existing
8. Existing place of use Within SE1/4 Section 13, T21S, R53E
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works 14 inch closed well, 500 feet deep with 75 HP turbin pump
12. Estimated cost of works \$25,000.00
13. Estimated time required to construct works 60 days
14. Estimated time required to complete the application of water to beneficial use 2 years
15. Remarks: See attached letter

s/ Michael D Buschelman
By Michael D. Buschelman, P.L.S.
5405 Mae Anne Avenue
Reno, Nevada 89523

Compared gkl/lew cl/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 56719 is issued subject to the terms and conditions imposed in said Permit 56719 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 49716, 62190 and 62191 shall not exceed 531.2 acre-feet annually for the irrigation of 106.24 acres.

The total combined duty of water under Permits 62190 and 62191 shall not exceed 150.0 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

Any well drilled under Permit 56719 shall be plugged in accordance with the Nevada Administrative Code, Chapter 534.420, "Regulations for Water Well and Related Drilling" within 60 days from the issuance of this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1968 cubic feet per second, but not to exceed 59.65 acre-feet annually, and not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

May 23, 1997

Proof of completion of work shall be filed before:

June 23, 1997

Application of water to beneficial use shall be filed on or before:

May 23, 1998

Proof of the application of water to beneficial use shall be filed on or before:

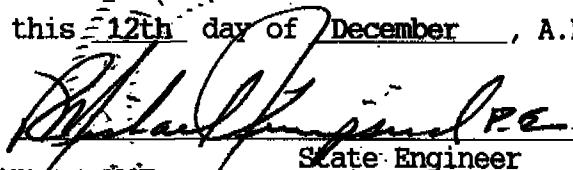
June 23, 1998

Map in support of proof of beneficial use shall be filed on or before:

June 23, 1998

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 12th day of December, A.D. 1996


State Engineer

Completion of work filed JUN 20 1997

Proof of beneficial use filed JUN 15 1998

Cultural map filed AUG 19 1996

Certificate No. 15007 Issued SEP 04 1998